

D 15

PCT

WORLD INTELLECTUAL PROPERTY ORGANIZATION  
International Bureau



INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(51) International Patent Classification 6 : <b>C12N 15/86</b>		A1	(11) International Publication Number: <b>WO 98/04728</b>  (43) International Publication Date: <b>5 February 1998 (05.02.98)</b>
(21) International Application Number: <b>PCT/US97/12546</b> (22) International Filing Date: <b>9 July 1997 (09.07.97)</b>		(81) Designated States: AU, CA, JP, European patent (AT, BE, CH, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE).	
(30) Priority Data: <b>08/686,281 25 July 1996 (25.07.96) US</b>		Published <i>With international search report. Before the expiration of the time limit for amending the claims and to be republished in the event of the receipt of amendments.</i>	
(71) Applicants: THERION BIOLOGICS CORPORATION [US/US]; 76 Rogers Street, Cambridge, MA 02142 (US). UNITED STATES GOVERNMENT, as represented by THE DEPARTMENT OF HEALTH AND HUMAN SERVICES [US/US]; Office of Technology Transfer, Suite 325, 6011 Executive Boulevard, Rockville, MD 20852-3804 (US).			
(72) Inventors: ROSENBERG, Steven, A.; 10104 Iron Gate Road, Potomac, MD 20854 (US). RESTIFO, Nicholas; 1815 18th Street, N.W., Washington, DC 20009 (US). PANICALI, Dennis, L.; 114 Nonset Path, Acton, MA 02139 (US).			
(74) Agents: BRONSTEIN, Sewall, P. et al.; Dike, Bronstein, Roberts & Cushman, LLP, 130 Water Street, Boston, MA 02109 (US).			

(54) Title: RECOMBINANT POX VIRUS FOR IMMUNIZATION AGAINST TUMOR-ASSOCIATED ANTIGENS

(57) Abstract

Recombinant pox viruses capable of expressing cell-encoded, tumor-associated antigens are disclosed. The recombinant viruses are useful for evoking an immune response against the antigen.

B8

**FOR THE PURPOSES OF INFORMATION ONLY**

Codes used to identify States party to the PCT on the front pages of pamphlets publishing international applications under the PCT.

AL	Albania	ES	Spain	LS	Lesotho	SI	Slovenia
AM	Armenia	FI	Finland	LT	Lithuania	SK	Slovakia
AT	Austria	FR	France	LU	Luxembourg	SN	Senegal
AU	Australia	GA	Gabon	LV	Latvia	SZ	Swaziland
AZ	Azerbaijan	GB	United Kingdom	MC	Monaco	TD	Chad
BA	Bosnia and Herzegovina	GE	Georgia	MD	Republic of Moldova	TG	Togo
BB	Barbados	GH	Ghana	MG	Madagascar	TJ	Tajikistan
BE	Belgium	GN	Guinea	MK	The former Yugoslav Republic of Macedonia	TM	Turkmenistan
BF	Burkina Faso	GR	Greece	ML	Mali	TR	Turkey
BG	Bulgaria	HU	Hungary	MN	Mongolia	TT	Trinidad and Tobago
BJ	Benin	IE	Ireland	MR	Mauritania	UA	Ukraine
BR	Brazil	IL	Israel	MW	Malawi	UG	Uganda
BY	Belarus	IS	Iceland	NB	Niger	US	United States of America
CA	Canada	IT	Italy	NL	Netherlands	UZ	Uzbekistan
CF	Central African Republic	JP	Japan	NO	Norway	VN	Viet Nam
CG	Congo	KE	Kenya	NZ	New Zealand	YU	Yugoslavia
CH	Switzerland	KG	Kyrgyzstan	PL	Poland	ZW	Zimbabwe
CI	Côte d'Ivoire	KP	Democratic People's Republic of Korea	PT	Portugal		
CM	Cameroon	KR	Republie of Korea	RO	Romania		
CN	China	KZ	Kazakhstan	RU	Russian Federation		
CU	Cuba	LC	Saint Lucia	SD	Sudan		
CZ	Czech Republic	LJ	Liechtenstein	SE	Sweden		
DE	Germany	LK	Sri Lanka	SG	Singapore		
DK	Denmark	LR	Liberia				
EE	Estonia						

**RECOMBINANT POX VIRUS FOR IMMUNIZATION AGAINST  
TUMOR-ASSOCIATED ANTIGENS**

Background of the Invention

The immunotherapeutic approach to the treatment of cancer is based on the observation that human tumor cells express a variety of tumor-associated antigens (TAAs) that are not expressed in normal tissues. These antigens, which include viral tumor antigens, cellular oncogene proteins, and tumor-associated differentiation antigens, can serve as targets for the host immune system and elicit responses which result in tumor destruction. This immune response is mediated primarily by lymphocytes; T cells in general and class I MHC-restricted cytotoxic T lymphocytes in particular play a central role in tumor rejection. Hellstrom, K.E., et al., (1969) *Adv. Cancer Res.* 12:167-223; Greenberg, P.D. (1991) in *Advances in Immunology*, vol. 49 (Dixon, D.J., ed.), pp 281-355, Academic Press, Inc., Orlando, FL. Unfortunately, as evidenced by the high incidence of cancer in the population, the immune response to neoplastic cells often fails to eliminate tumors. The goal of active cancer immunotherapy is the augmentation of anti-tumor responses, particularly T cell responses, in order to effect complete tumor destruction.

Most attempts at active immunization against cancer antigens have involved whole tumor cells or tumor cell fragments. However, the cloning of TAAs recognized by CD8 + T cells has opened new possibilities for the immunotherapy of cancer based on the use of recombinant or synthetic anti-cancer vaccines. Boon, T., et al.,(1994) *Annu. Rev. Immunol.* 12:337-365; Brithcard, V., et al., (1993) *J. Exp. Med.* 178:489-495; Cox, A.L., et al., (1994) *Science* 264:716-719;

- 2 -

Houghton, A.N. (1994) *J. Exp. Med.* 180:1-4; Pardoll, D.M. (1994) *Nature* 369:357-358; Kawakami, Y., et al., (1994) *Proc. Natl. Acad. Sci. U.S.A.* 91:3515-3519; Kawakami, Y., et al., (1994) *Proc. Natl. Acad. Sci. U.S.A.* 91:6458-6462.

5

Two such antigens have been designated MART-1 (Melanoma Antigen Recognized by T cells - 1) and gp100. *Proc. Natl. Acad. Sci. U.S.A.* 91:3515-3519. MART-1 and gp 100 appear to be expressed in virtually all fresh and cultured melanomas. With the exception of 10 melanocyte and retina, no normal tissues express the antigens. The antigens may be responsible for mediating tumor regression in patients with advanced melanoma, since the tumor-infiltrating lymphocytes (TIL) used to identify MART-1 and gp100 were capable of effecting tumor regression *in vivo*. Thus, immunization of melanoma patients with 15 MART-1 or gp100 may boost their cellular immune responses against their cancers.

The use of recombinant vaccinia viruses for anti-tumor immunotherapy has been reviewed. (Hu, S.L., Hellstrom, I., and 20 Hellstrom K.E. (1992) in *Vaccines: New Approaches to Immunological Problems* (R.W. Ellis, ed) pp 327-343, Butterworth-Heinemann, Boston.) Anti-tumor responses have been elicited using a recombinant vaccinia virus expressing a TAA designated carcinoembryonic antigen (CEA). CEA is a glycoprotein expressed at high level on the surface of 25 nearly all tumors of the gastrointestinal tract, as well as on many mammary carcinomas and lung adenocarcinomas. (Muraro, R., et al., (1985) *Cancer Res.* 45:5769-5780.) A recombinant vaccinia virus that expresses CEA (Kantor, J., et al. (1992) *J. Natl. Cancer Inst.* 84:1084-1091) was evaluated using a murine tumor model in which 30 the human CEA gene was transduced into murine colon carcinoma

- 3 -

cells. (Robbins, P.F., et al. (1991) *Cancer Res.* 51:3657-3662.) Mice immunized with the CEA/vaccinia recombinant were resistant to the growth of subsequently transplanted CEA-expressing tumors. Moreover, when mice bearing established CEA-transduced murine carcinomas were treated with the recombinant virus, the tumors showed greatly reduced growth or complete regression. In rhesus monkeys, which carry an antigen on the surface of their granulocytes that cross-reacts with human CEA, immunization with the recombinant elicited anti-CEA antibodies, delayed type hypersensitivity, and lymphoproliferative responses. (Kantor, J., et al. (1992) *Cancer Res.* 52:6917-6925.) No toxicity was observed.

A number of laboratories have explored the use of recombinant poxviruses that express specific TAAs as immunotherapeutic vaccines. The ability of recombinant poxviruses expressing a variety of antigens to serve as potential vaccines for the prevention of infectious disease has been well-documented. Immunization with live recombinant pox virus allows expression of foreign antigens that are presented to the immune system together with highly immunogenic, virus proteins, which may act as adjuvants to enhance immune responses to the foreign antigen. Austin, F.C., et al. (1979) *Adv. Cancer Res.* 30:301-345. Finally, poxviruses are not oncogenic and do not integrate into the host cell genome, as replication and transcription of genetic material occurs in the cytoplasm of the infected cell.

Viruses of the family *Poxviridae* (pox viruses) are useful as vectors for the delivery of foreign genes and gene products in many clinical and research settings. Pox viruses of the genus *Orthopoxvirus*, particularly vaccinia, are used for several reasons. Among these are: (a) its wide use in humans in the eradication of smallpox; (b) its ability

- 4 -

to infect a wide range of cells, including professional antigen presenting cells, and express the inserted gene product (i.e. foreign gene product) in a manner that has the potential to be processed in the context of class I and/or class II MHC molecules; and (c) use as a recombinant vaccine in the treatment of certain tumors (Kantor, J. et al. (1992)).

Fowlpox virus (FPV) is a member of the avipox virus family. Productive FPV infection is restricted *in vivo* to cells derived from avian species; however, FPV-mediated gene expression does occur in infected non-avian cells. Taylor, J. et al., (1988) *Vaccine* 6:497-503. Fowlpox virus based recombinant vaccines are described in: *Technological Advances in Vaccine Development* (Alan R. Liss, Inc.) pp. 321-334. Furthermore, *in vivo* FPV-mediated gene expression in several mammalian species has been demonstrated. Six non-avian species immunized with live recombinant fowlpox virus expressing the rabies glycoprotein developed antibodies against this glycoprotein. Immunization with this recombinant FPV elicited antibodies against this glycoprotein. Immunization with this recombinant FPV partially protected mice, cats, and dogs against a rabies virus challenge. There was no manifestation of proliferative infection or overt disease in any animals immunized with a variety of doses of live recombinant FPV. Taylor, J., et al., (1988) *Vaccine* 6:497-503. In another study, a recombinant FPV containing a measles fusion protein was shown to partially protect mice against lethal challenge the measles virus, although antibodies against the fusion protein were not detected. Wild, T.F., et al., (1990) *Vaccine* 8:441-442. It was therefore postulated that protection was mediated by cellular immune responses. These results suggest that recombinant FPV may have utility as a safe and effective alternative to vaccinia virus as a vaccine vector.

- 5 -

Summary of the Invention

The present invention relates to recombinant pox viruses capable of expressing cell-encoded tumor associated antigens and/or immunomodulators.

5

Recombinant pox virus capable of expressing a cell-encoded tumor-associated antigen are produced by integrating into the pox virus genome sequences encoding the antigen or immunogenic portions thereof. Tumor associated antigens include molecules expressed by 10 tumor cells (e.g. carcinoembryonic antigen, prostate-specific antigen (PSA), MUCIN (MUC-1), melanoma associated antigens such as MART-1, etc.). Immunomodulators include interleukin 2, B7.1 and B7.2.

Particularly preferred recombinant pox viruses include rV-MART-15 1 (vaccinia, MART-1), rF-MART-1 (fowlpox, MART-1), rV-gp100 (vaccinia, gp100), rF-gp100 (fowlpox, gp100), rF-gp100/IL-2 (fowlpox, gp100 and IL-2), rV-gp100/IL-2 (Vaccinia, gp100 and IL-2).

Brief Description of the Figures

20 Figure 1 is a plasmid map of pT2055, the donor plasmid used in the construction of rF-MART-1.

Figure 2 is a plasmid map of pT2054, the donor plasmid used in the construction of rV-MART-1.

25 Figure 3 is a plasmid map of pT2058, the donor plasmid used in the construction of rV-gp100.

Figure 4 is a plasmid map of pT2057, the donor plasmid used in 30 the construction of rF-gp100.

- 6 -

Figure 5 is a plasmid map of pT4048, the donor plasmid used in  
the construction of rV-gp100/IL-2.

5           Figure 6 is a plasmid map of pT2077, the donor plasmid used in  
the construction of rF-gp100/IL-2.

Detailed Description of the Invention

Pox viruses serve as effective vectors for inducing immunity  
10          against tumor-associated antigens.

Particularly preferred tumor-associated antigens are cell surface  
molecules. These are positioned for recognition by elements of the  
immune systems and thus are excellent targets for immunotherapy.

15          Tumor-associated antigens are expressed by certain tumor cells  
and provide effective targets for immunotherapy. Some examples are  
carcinoembryonic antigen (CEA), prostate-specific antigen (PSA), and  
melanoma specific antigens.

20          Immunomodulators can regulate immune responses, increasing  
the likelihood of a sufficient cellular immune response occurring, (e.g.  
IL-2) or can provide cellular ligand necessary for stimulating a CTL  
response (e.g. B7.1 or B7.2)

25          Basic techniques for preparing pox viruses containing a  
heterologous DNA sequence encoding the tumor-associated antigen  
known to the skilled artisan and involve, for example, homologous  
recombination between the viral DNA sequences flanking the DNA  
30          sequence in a donor plasmid and homologous sequences present in the

- 7 -

parental virus (Mackett, et al., *Proc. Natl. Acad. Sci. USA* 79:7415-7419 (1982)). For example, recombinant viral vectors such as a pox viral vector can be used in delivering the gene. The vector can be constructed for example by steps known in the art, e.g. analogous to the methods for creating synthetic recombinants of the fowlpox virus described in U.S. Patent No. 5,093,258, the disclosure of which is incorporated herein by reference. Other techniques include using a unique restriction endonuclease site that is naturally present or artificially inserted in the parental viral vector to insert the heterologous DNA. See, U.S. Patent No. 5,445,953, incorporated herein by reference.

Pox viruses useful in practicing the present invention include orthopox, suipox, avipox and capripoxvirus.

Orthopox virus include vaccinia, ectromelia and raccoon pox. The preferred orthopox is vaccinia. More preferred is a sub-clone of vaccinia having decreased virulence relative to a standard vaccine strain of vaccinia.

Avipox viruses include fowlpox, canary pox and pigeon pox. The preferred avipox is fowlpox.

A preferred suipox is swinepox.

For example, the DNA gene sequence to be inserted into the virus can be placed into a donor plasmid, e.g., an *E. coli* plasmid construct. Separately the DNA gene sequence to be inserted is ligated to a promoter. The promoter-gene linkage is positioned in the plasmid construct so that the promoter-gene linkage is flanked on both ends by

- 8 -

DNA homologous to a DNA sequence flanking a region of pox DNA which is the desired insertion region. With a parental pox viral vector, a pox promoter is used. The resulting plasmid construct is then amplified by growth within *E. coli* bacteria and isolated. Preferably, the 5 plasmid also contains an origin of replication such as the *E. coli* origin of replication, and a marker such as an antibiotic resistance gene for selection and propagation in *E. coli*.

Second, the isolated plasmid containing the DNA gene sequence 10 to be inserted is transfected into a cell culture, e.g., chick embryo fibroblasts, along with the parental virus, e.g., poxvirus. Recombination between homologous pox DNA in the plasmid and the 15 viral genome respectively results in a recombinant poxvirus modified by the presence of the promoter-gene construct in its genome, at a site which does not affect virus viability.

As noted above, the gene is inserted into a region (insertion 20 region), in the virus which does not affect virus viability of the resultant recombinant virus. The skilled artisan can readily identify such regions in a virus by, for example, randomly testing segments of virus DNA for regions that allow recombinant formation without seriously affecting 25 virus viability of the recombinant. One region that can readily be used and is present in many viruses is the thymidine kinase (TK) gene. For example, the TK gene has been found in all pox virus genomes examined [leporipoxvirus: Upton, et al., *J. Virology*, 60:920 (1986) (shope fibroma virus); capripoxvirus: Gershon, et al., *J. Gen. Virol.*, 70:525 (1989) (Kenya sheep-1); orthopoxvirus: Weir, et al., *J. Virol.*, 46:530 (1983) (vaccinia); Esposito, et al., *Virology*, 135:561 (1984) (monkeypox and variola virus); Hruby, et al., *PNAS*, 80:3411 (1983) 30 (vaccinia); Kilpatrick, et al., *Virology*, 143:399 (1985) (Yaba monkey

- 9 -

tumor virus); avipoxvirus; Binns, et al., *J. Gen. Virol.* 69:1275 (1988) (fowlpox); Boyle, et al., *Virology*, 156:355 (1987) (fowlpox); Schnitzlein, et al., *J. Virological Methods*, 20:341 (1988) (fowlpox, quailpox); entomopox (Lytvyn, et al., *J. Gen. Virol.* 73:3235-3240 (1992)).

In vaccinia, in addition to the TK region, other insertion regions include, for example, HindIII M.

In fowlpox, in addition to the TK region, other insertion regions include, for example, BamHI J [Jenkins, et al., *AIDS Research and Human Retroviruses* 7:991-998 (1991)] the EcoRI-HindIII fragment, BamHI fragment, EcoRV-HindIII fragment, BamHI fragment and the HindIII fragment set forth in EPO Application No. 0 308 220 A1. [Calvert, et al., *J. of Virol.* 67:3069-3076 (1993); Taylor, et al., *Vaccine* 6:497-503 (1988); Spehner, et al., (1990) and Boursnell, et al., *J. of Gen. Virol.* 71:621-628 (1990)].

In swinepox preferred insertion sites include the thymidine kinase gene region.

In addition to the requirement that the gene be inserted into an insertion region, successful expression of the inserted gene by the modified poxvirus requires the presence of a promoter operably linked to the desired gene, i.e., in the proper relationship to the inserted gene. The promoter must be placed so that it is located upstream from the gene to be expressed. Promoters are well known in the art and can readily be selected depending on the host and the cell type you wish to target. For example in poxviruses, pox viral promoters should be used, such as the vaccinia 7.5K, or 40K or fowlpox C1. Artificial constructs

- 10 -

containing appropriate pox sequences can also be used. Enhancer elements can also be used in combination to increase the level of expression. Furthermore, the use of inducible promoters, which are also well known in the art, are preferred in some embodiments.

5

#### Vaccines

Live recombinant viruses expressing an immunogenic cell encoded tumor associated antigen can be used to induce an immune response against tumor cells which express the protein. These 10 recombinant viruses may be administered by intradermal scarification, as was conventionally done for small pox vaccination, or by other routes appropriate to the recombinant virus used. These may include among others, intramuscular, subcutaneous, and intravenous routes. Vaccination of a host organism with live recombinant vaccinia virus is 15 followed by replication of the virus within the host.

For parenteral administration, the recombinant vectors will typically be injected in a sterile aqueous or non-aqueous solution, suspension or emulsion in association with a pharmaceutically- 20 acceptable carrier such as physiological saline.

A specific immune response to a tumor associated antigen can be generated by administering between about  $10^5$ - $10^9$  pfu of the recombinant pox virus, constructed as discussed above to a host, more 25 preferably one uses  $\geq 10^7$  pfu. The preferred host is a human. At least one interval thereafter, which is preferably one to three months later, the immune response is boosted by administering additional antigen to the host. More preferably there is at least a second "boost" preferably at least one to three months after the first boost, more preferably 30 6-12 months after the first boost. The antigen for boosting may be

- 11 -

administered using the same pox virus vector. The boosting antigen may be administered as a whole protein, an immunogenic peptide fraction of the protein, or DNA encoding the protein or peptide. The boosting antigen may preferably be administered using a second pox virus vector from a different pox genus, or may be administered directly, for example, purified protein plus an adjuvant or in a liposome formation. Cytokines, e.g., IL-2, IL-6, IL-12, IL-15, or co-stimulatory molecules, e.g., B7.1, B7.2, may be used as biologic adjuvants. The cytokines can be administered systemically to the host, either cytokines or costimulatory molecules can be co-administered via insertion of the genes encoding the molecules into the recombinant pox vector or a second recombinant poxvirus which is admixed with the recombinant poxvirus expressing the TAA.

15           Adjuvants include, for example, RIBI Detox (Ribi Immunochemical), QS21 (Cambridge Biotech), incomplete Freund's adjuvant or many others.

20           **Generation of Cytotoxic T-Cells**

Cytotoxic T-cells specific for a tumor specific antigen can be established from peripheral blood mononuclear cells (PBMC) obtained from a host immunized as discussed above. For example, PBMC can be separated by using Lymphocyte Separation Medium gradient (Organon Teknika, Durham, NC, USA) as previously described [Boyum, et al., *Scand J. Clin Lab Invest* 21: 77-80 (1968)]. Washed PBMC are resuspended in a complete medium, for example, RPMI 1640 (GIBCO) supplemented with 10% pool human AB serum (Pel-Freeze Clinical System, Brown Dear, WI, USA), 2mM glutamine, 100 U/ml penicillin and 100 µg/ml of streptomycin (GIBCO). PBMC at a concentration of

- 12 -

about  $2 \times 10^5$  cells in complete medium in a volume of, for example, 100  $\mu\text{l}$  are added into each well of a 96-well flat-bottom assay plate (Costar, Cambridge, MA, USA). The antigen or peptides are added into the cultures in a final concentration of about 50  $\mu\text{g/ml}$  and incubated at 5  $37^\circ\text{C}$  in a humidified atmosphere containing 5%  $\text{CO}_2$  for 5 days. After removal of peptide containing media, the cultures are provided with fresh human IL-2 (10U/ml) after 5 days and replenished with IL-2 containing medium every 3 days. Primary cultures are restimulated with the same peptide (50  $\mu\text{g/ml}$ ) on day 16. 5  $\times 10^5$  irradiated (4,000 10 rad) autologous PBMC are added in a volume of about 50  $\mu\text{l}$  complete medium as antigen-presenting cells (APC). About five days later, the cultures are provided with human IL-2 containing medium as described previously. Cells are restimulated for 5 days at intervals of 16 days.

15      **Cell Therapy**

The cytotoxic T-cell can be cultured to amplify its number and then injected back into the host by a variety of means. Generally, between  $1 \times 10^5$  and  $2 \times 10^{11}$  cytotoxic T-cells per infusion are administered in, for example, one to three infusions of 200 to 250 ml 20 each over a period of 30 to 60 minutes. After the completion of the infusions, the patient may be treated with recombinant interleukin-2 with a dose of 720,000 IU per kilogram of body weight intravenously 25 every eight hours; some doses can be omitted depending on the patient's tolerance for the drug. In addition, after infusion, additional antigen or fragments containing T-cell eliciting epitope(s) may be administered to the patient to further expand the T-cell number. The antigen or epitope may be formulated with an adjuvant and/or may be in a liposomal formulation.

30      The cytotoxic T-cells can also be modified by introduction of a

- 13 -

viral vector containing a DNA encoding TNF and reintroduced into a host in an effort to enhance the anti-tumor activity of the cells. Other cytokines can also be used.

5

**REFERENCE EXAMPLE 1**  
**CONSTRUCTION OF VECTORS**

**Pox Viruses**

10

A number of pox viruses have been developed as live viral vectors for the expression of heterologous proteins (Cepko et al., *Cell* 37:1053-1062 (1984); Morin et al., *Proc. Natl. Acad. Sci. USA* 84:4626-4630 (1987); Lowe et al., *Proc. Natl. Acad. Sci. USA*, 84:3896-3900 (1987); Panicali & Paoletti, *Proc. Natl. Acad. Sci. USA*, 79:4927-4931 (1982); Machett et al., *Proc. Natl. Acad. Sci. USA*, 79:7415-7419 (1982)). Representative fowlpox and swinepox virus are available through the ATCC under accession numbers VR-229 and VR-363, respectively. The Wyeth strain of vaccinia is available through the ATCC under accession number VR-325.

15

The parental fowlpox virus is a plaque purified isolate of the POXVAC-TC vaccine strain of fowlpox virus (Schering Corp.).

20

The parental vaccinia virus (clone B-3-1) is a plaque-purified isolate of the Wyeth strain that was received from Flow Laboratories.

25

To obtain clone B-3-1, the Wyeth strain of vaccinia was passaged in the fetal rhesus lung line FRhL (ATCC Accession No.

- 14 -

CL160) as follows:

- Pass 1: Plaque "B" was picked at  $10^{-5.3}$  dilution
- Pass 2: Plaque "B-3" was picked at  $10^{-1.6}$  dilution
- Pass 3: Plaque "B-3-1" was picked at  $10^{-1.6}$  dilution
- 5 Pass 4-7: Plaque B-3-1 was serially passaged using serum-free medium with sucrose phosphate glutamate (SPG) to prepare a small seed pool at the 7th passage level.

The virulence of this plaque isolate of the Wyeth vaccinia strain  
10 was assessed by determining the infections dose of the virus lethal to 50% ( $LD_{50}$ ) of weaning mice infected intracranially. Two to three week old immunocompetent mice were inoculated with various doses of virus (7 mice/dose); the  $LD_{50}$  was determined on mice succubing between 2 and 12 days post-inoculation by calculating the 50% endpoint using  
15 the Reed-Muench method (20). These values were compared to those obtained using a virus stock prepared by expanding virus directly from a vial of the CDC Smallpox Vaccine (Table 1).

20 **Table 1**  
**Neurovirulence of Wyeth Vaccinia Virus in Mice**

Experiment #	LD <sub>50</sub> (plaque forming units)	
	Wyeth master virus stock	Small pox vaccine
1	ND	$10^{5.4}$
2	ND	$10^{5.6}$
3	$10^{6.7}$	$>10^6$

- 15 -

4	$10^{6.8}$	$10^{5.4}$
5	$10^{7.3}$	ND*
6	$10^{7.7}$	ND
7	$10^{7.3}$	$10^{5.7}$

\* not determined

#### DNA Vectors For *In Vivo* Recombination With A Parent Virus

Genes that code for desired carcinoma associated antigens are  
 5 inserted into the genome of a pox virus in such a manner as to allow them to be expressed by that virus along with the expression of the normal complement of parent virus proteins. This can be accomplished by first constructing a DNA donor vector for *in vivo* recombination with a pox virus.

10

In general, the DNA donor vector contains the following elements:

- (i) a prokaryotic origin of replication, so that the vector may be amplified in a prokaryotic host;
- 15 (ii) a gene encoding a marker which allows selection of prokaryotic host cells that contain the vector (e.g., a gene encoding antibiotic resistance);
- (iii) at least one gene encoding a desired protein located adjacent to a transcriptional promoter capable of directing the expression of the gene; and
- 20 (iv) DNA sequences homologous to the region of the parent virus genome where the foreign gene(s) will be inserted, flanking the construct of element (iii).

- 16 -

Methods for constructing donor plasmids for the introduction of multiple foreign genes into pox virus are described in WO91/19803, the techniques of which are incorporated herein by reference. In general, all DNA fragments for construction of the donor vector, including  
5 fragments containing transcriptional promoters and fragments containing sequences homologous to the region of the parent virus genome into which foreign genes are to be inserted, can be obtained from genomic DNA or cloned DNA fragments. The donor plasmids can be mono-, di-, or multivalent (i.e., can contain one or more inserted  
10 foreign gene sequences).

The donor vector preferably contains an additional gene which encodes a marker which will allow identification of recombinant viruses containing inserted foreign DNA. Several types of marker genes can be  
15 used to permit the identification and isolation of recombinant viruses. These include genes that encode antibiotic or chemical resistance (e.g., see Spyropoulos et al., *J. Virol.*, 62:1046 (1988); Falkner and Moss.,  
*J. Virol.*, 62:1849 (1988); Franke et al., *Mol. Cell. Biol.*, 5:1918 (1985), as well as genes such as the *E. coli lacZ* gene, that permit  
20 identification of recombinant viral plaques by colorimetric assay (Panicali et al., *Gene*, 47:193-199 (1986)).

Integration Of Foreign DNA Sequences Into The  
Viral Genome And Isolation Of Recombinants

25 Homologous recombination between donor plasmid DNA and viral DNA in an infected cell results in the formation of recombinant viruses that incorporate the desired elements. Appropriate host cells for *in vivo* recombination are generally eukaryotic cells that can be infected by the virus and transfected by the plasmid vector. Examples

- 17 -

of such cells suitable for use with a pox virus are chick embryo dermal (CED) cells, HuTK143 (human) cells, and CV-1 and BSC-40 (both monkey kidney) cells. Infection of cells with pox virus and transfection of these cells with plasmid vectors is accomplished by techniques standard in the art (Panicali and Paoletti, U.S. Patent No. 4,603,112, WO89/03429).

Following *in vivo* recombination, recombinant viral progeny can be identified by one of several techniques. For example, if the DNA donor vector is designed to insert foreign genes into the parent virus thymidine kinase (TK) gene, viruses containing integrated DNA will be TK<sup>-</sup> and can be selected on this basis (Mackett et al., *Proc. Natl. Acad. Sci. USA*, 79:7415 (1982)). Alternatively, co-integration of a gene encoding a marker or indicator gene with the foreign gene(s) of interest, as described above, can be used to identify recombinant progeny. One preferred indicator gene is the *E. coli lacZ* gene: recombinant viruses expressing β-galactosidase can be selected using a chromogenic substrate for the enzyme (Panicali et al., *Gene*, 47:193 (1986)).

Following *in vivo* recombination, recombinant viral progeny can be identified by one of several techniques. The presence of integrated foreign DNA can be detected by hybridization with a labeled DNA probe specific for the inserted DNA. Preferred techniques for selection, however, are based upon co-integration of a gene encoding a marker or indicator gene along with the gene of interest, as described above. A preferred indicator gene is the *E. coli lacZ* gene which encodes the enzyme β-galactosidase. Selection of recombinant virus expressing β-galactosidase can be done by employing a chromogenic substrate for the enzyme. For example, recombinant viruses are detected as blue

- 18 -

plaques in the presence of the substrate 5-bromo-4-chloro-3-indolyl- $\beta$ -D-galactoside or other halogenated-indolyl- $\beta$ -D-galactoside (e.g., BluoGal<sup>TM</sup>).

5      Characterizing The Viral Antigens Expressed By Recombinant Viruses

Once a recombinant virus has been identified, a variety of methods can be used to assay the expression of the polypeptide encoded by the inserted gene. These methods include black plaque assay (an *in situ* enzyme immunoassay performed on viral plaques),  
10      Western blot analysis, radioimmunoprecipitation (RIPA), and enzyme immunoassay (EIA).

**EXAMPLE I**

Construction of Recombinant Vaccinia Virus (rV-gp100)

15      The plasmid vector (pT2058) used for insertion of the gp100 gene into the parental fowlpox virus genome by *in vivo* recombination is illustrated in Figure 3. This vector contains the following elements:  
20      (1) a prokaryotic origin of replication to allow amplification of the vector in a bacterial host; (2) the gene encoding resistance to the antibiotic ampicillin, to permit selection of prokaryotic host cells that contain the plasmid; (3) DNA sequences homologous to the HindIII M region of the vaccinia genome, which direct insertion of foreign sequences into this region via homologous recombination; (4) a chimeric gene comprising the vaccinia 4OK transcriptional promotor  
25      linked to the gp100 gene; (5) a second chimeric gene comprising the fowlpox C1 transcriptional promoter linked to the *E. coli lacZ* gene.

A plaque-purified isolate from the Wyeth (New York City Board of Health) strain of vaccinia was used as the parental virus in the

- 19 -

construction of the recombinant vaccinia virus, rV-gp100. The generation of recombinant vaccinia virus was accomplished via homologous recombination between vaccinia sequences in the Wyeth vaccinia genome and the corresponding sequences in pT2058 in 5 vaccinia-infected RK<sub>13</sub> cells (CCL 37, ATCC) transfected with pT2058. Recombinant virus was identified using a chromogenic assay, performed on viral plaques *in situ*, that detects expression of the *lacZ* gene product in the presence of halogenated indolyl-beta-D-galactoside (Bluo-gal), as described previously (Panacali, et al., 1986). Appropriate 10 blue recombinant viruses were purified by four rounds of plaque-purification. Virus stocks were prepared by clarifying infected RK<sub>13</sub> cell lysates followed by centrifugation through a 36% sucrose cushion.

## EXAMPLE II

### Construction of Recombinant Fowlpox Virus (rF-MART-1)

The generation of recombinant fowlpox viruses is accomplished via homologous recombination *in vivo* between fowlpox DNA and a plasmid vector that carries the heterologous sequences to be inserted. The plasmid vectors contain one or more chimeric genes, each 15 comprising a poxvirus promoter linked to a protein coding sequence, flanked by viral sequences from a non-essential region of the fowlpox 20 virus genome. The plasmid is transfected into cells infected with the parental fowlpox virus, and recombination between fowlpox sequences on the plasmid and the corresponding DNA in the viral genome results 25 in the insertion into the viral genome of the chimeric genes on the plasmid.

The plasmid vector (pT2055) used for insertion of the MART-1 gene into the parental fowlpox virus genome by *in vivo* recombination 30 is illustrated in Figure 1. This vector contains the following elements:

- 20 -

(1) a prokaryotic origin of replication to allow amplification of the vector in a bacterial host; (2) the gene encoding resistance to the antibiotic ampicillin, to permit selection of prokaryotic host cells that contain the plasmid; (3) DNA sequences homologous to the BamHIJ region of the fowlpox genome, which direct insertion of foreign sequences into this region via homologous recombination; (4) a chimeric gene comprising the vaccinia 40K transcriptional promotor linked to the MART-1 gene; (5) a second chimeric gene comprising the fowlpox C1 transcriptional promoter linked to the *E. coli lacZ* gene.

10

The gene encoding MART-1 was isolated at the National Cancer Institute from a cDNA library derived from RNA from the HLA-A2 + melanoma cell line 501mel. Kawakami, Y., et al., (1994) *Proc. Natl. Acad. Sci. U.S.A.* 91:3515-3519.

15

A plaque-purified isolate from the POXVAC-TC vaccine strain of fowlpox virus was used as the parental virus for this recombinant vaccine. *In vivo* recombination between the plasmid vector and the viral DNA resulted in the formation of a recombinant virus in which the MART-1 gene, under the transcriptional direction of the vaccinia 40K promoter, and the *lacZ* gene, under the control of the C1 promoter, were inserted into the BamHIJ region of the fowlpox virus genome.

25

A chromogenic assay for  $\beta$ -galactosidase was used to identify recombinant viruses containing the *lacZ* and MART-1 sequences. This method takes advantage of the ability of fowlpox virus to form distinct plaques when grown on monolayers of CED cells. After *in vivo* recombination, cells were infected with progeny virus until distinct plaques were visible, at which time the plaques were overlaid with a chromogenic substrate for Beta-galactosidase (Bluo-gal). Viral plaques

- 21 -

expressing *lacZ* appeared blue against a clear background. Positive plaques were picked from the cell monolayer and their progeny were further propagated. Repeated rounds of plaque isolation and replating in a presence of Bluo-gal resulted in the purification of the desired recombinant. Positive recombinants were amplified to produce a seed stock on CED cells. The seed stock was then subjected to titration, 5 genomic and protein expression analysis.

The structure of the plasmid transfer vector was verified by 10 restriction endonuclease digestion using Xba I and BamHI. In addition, the products of digestion with these enzymes were subjected to Southern blot analysis using labeled probes corresponding to the MART-1 gene and to the fowlpox BamHI J sequences. The DNA fragments visualized by these methods were of the predicted sizes, and 15 the presence of the MART-1 gene was unequivocally demonstrated, thus confirming the predicted structure of the plasmid.

The recombinant pox virus set forth below in Table 2 can be constructed using similar techniques.

20

TABLE 2

RECOMBINANT POX*	DONOR PLASMID	TUMOR ASSOCIATED GENE/IMMUNO- MODULATOR	REFERENCE FOR GENE
rV-MART-1	pT2054	MART-1	Kawakami et al., 1994, PNAS 91:3515-

- 22 -

			3519
rV-gp100 rF-gp100	pT2058 pT2057	gp100	Kawakami et al., 1994, PNAS 91:6458-6462
rV-gp100/IL-2 rF-gp100/IL-2	pT4048 pT2077	gp100 + IL-2 gp100 + IL-2	(gp100 above) IL-2: Taniguchi et al., 1983, Nature, 302:305-310

\* rV indicates vaccinia recombinant

rF indicates fowlpox recombinant

5

#### Equivalents

Those skilled in the art will recognize, or be able to ascertain using no more than routine experimentation, many equivalents to the specific embodiments of the invention described herein. Such equivalents are intended to be encompassed by the following claims.

- 23 -

What is claimed is:

1. A recombinant pox virus selected from the group consisting of rV-MART-1, rF-MART-1, rV-gp100, rF-gp100, rF-gp100/IL-2 and rV-gp100/IL-2.
2. The recombinant pox virus of claim 1, wherein the pox virus is rV-MART-1.
3. A recombinant pox virus of claim 1, wherein the pox virus is rF-MART-1.
4. A recombinant pox virus of claim 1, wherein the pox virus is rV-gp100.
5. The recombinant pox virus of claim 1, wherein the pox virus is rF-gp100.
6. The recombinant pox virus of claim 1, wherein the pox virus is rF-gp100/IL-2.
7. A recombinant pox virus of claim 1, wherein the pox virus is rV-gp100/IL-2.
8. A method for treating a host having a tumor expressing MART-1 antigen comprising contacting the host with an effective amount of the recombinant pox virus rV-MART-1 or rF-MART-1.
9. A method for treating a host having a tumor expressing gp100 antigen comprising contacting the host with an effective

- 24 -

amount of the recombinant pox virus rV-gp100 or rF-gp100.

10. A method for treating a host having a tumor expressing gp100 antigen comprising contacting the host with an effective amount of the recombinant pox virus rV-gp100/IL-2 or rF-gp100/IL-2

1/3

FIG. 1

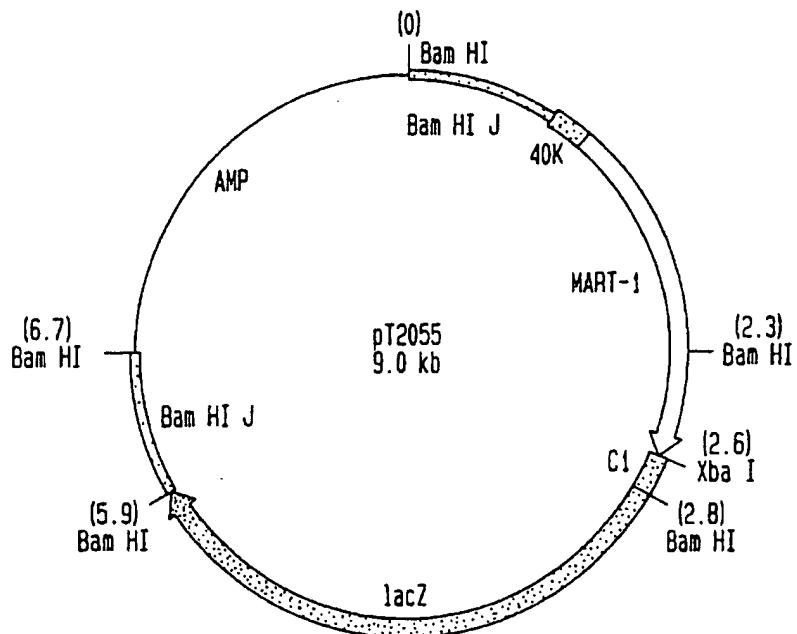
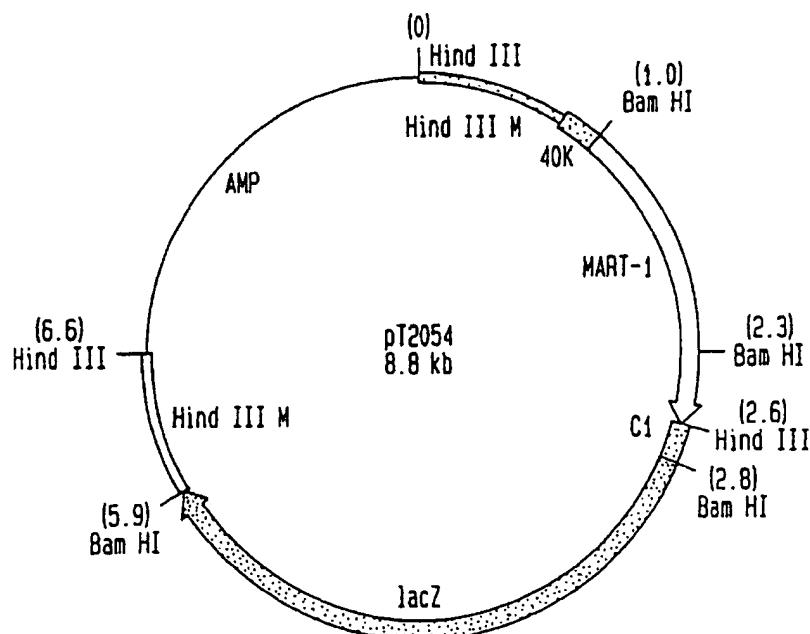


FIG. 2



2/3

FIG. 3

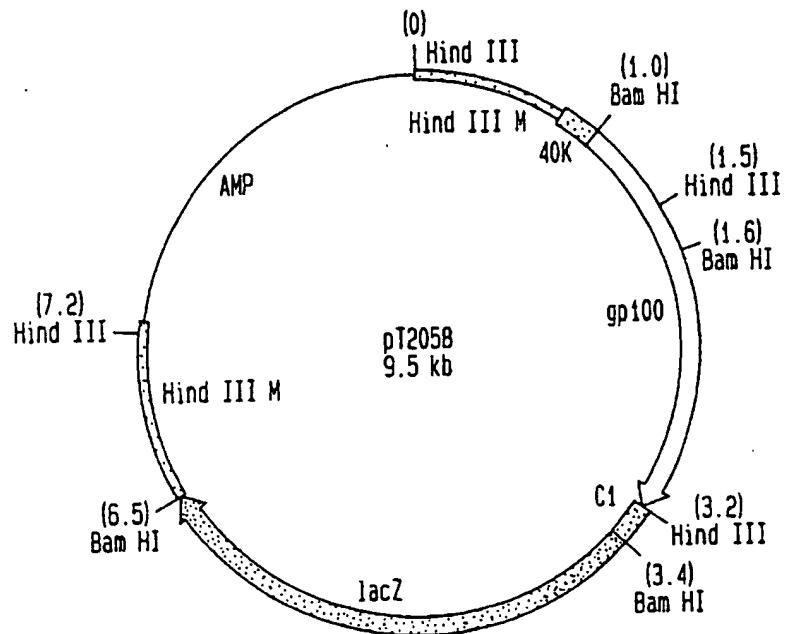
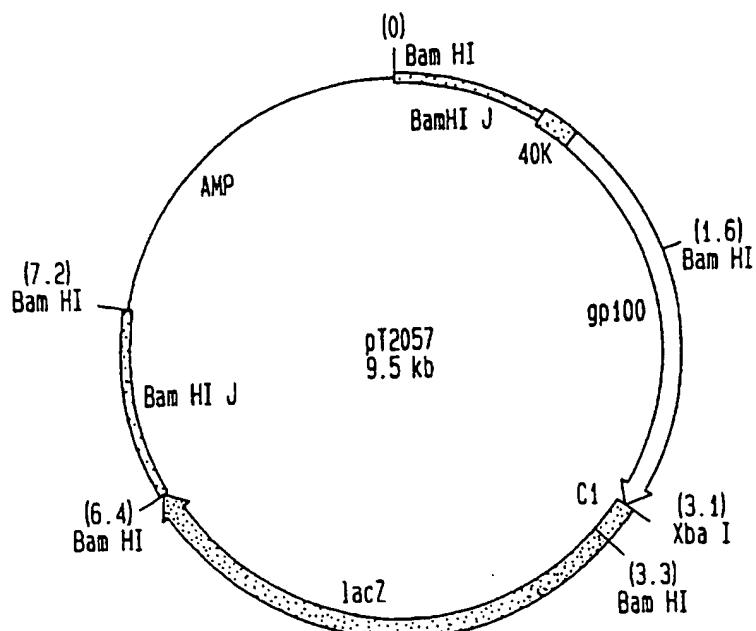


FIG. 4



3/3

FIG. 5

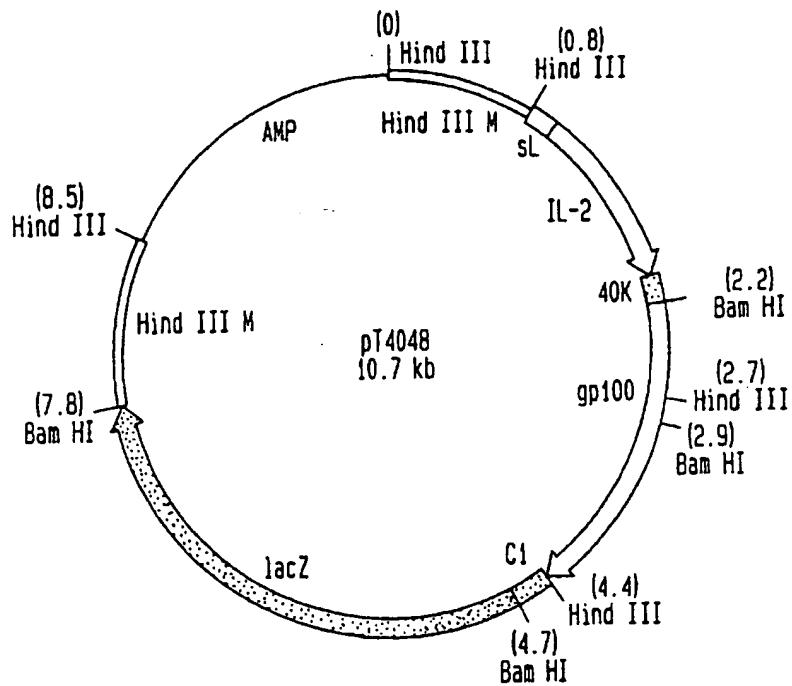
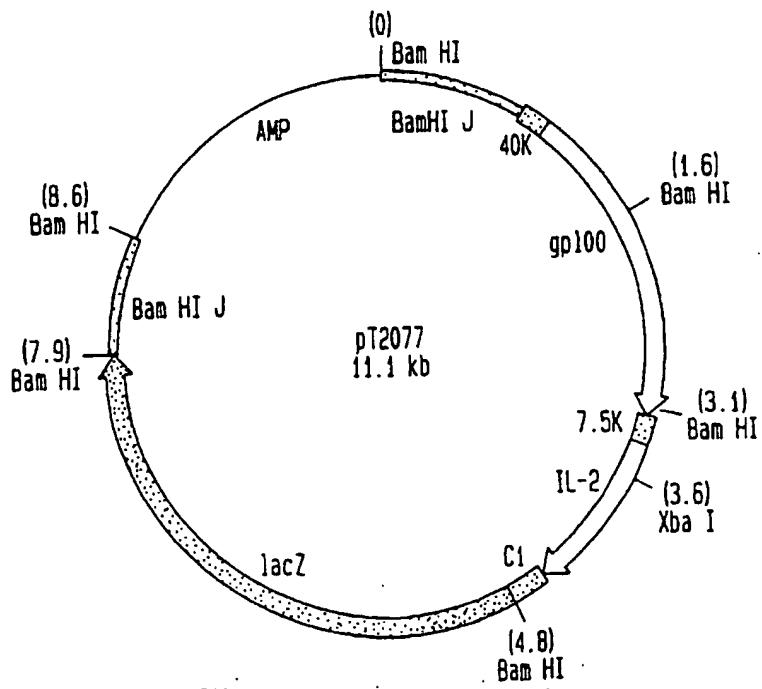


FIG. 6



SUBSTITUTE SHEET (RULE 26)

# INTERNATIONAL SEARCH REPORT

Int'l. Application No  
PCT/US 97/12546

**A. CLASSIFICATION OF SUBJECT MATTER**

IPC 6 C12N15/86

According to International Patent Classification (IPC) or to both national classification and IPC

**B. FIELDS SEARCHED**

Minimum documentation searched (classification system followed by classification symbols)  
IPC 6 C12N

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

**C. DOCUMENTS CONSIDERED TO BE RELEVANT**

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	WO 96 10419 A (THE GOVERNMENT OF THE UNITED STATES OF AMERICA) 11 April 1996 see claims 1-10,12-16,19-22,24-26 see page 13, line 16 - line 26 see page 15, line 14 - line 28 ---	1-10
X	WO 96 11279 A (THE GOVERNMENT OF THE UNITED STATES OF AMERICA) 18 April 1996 see claims 1-16,18,26-33 ---	1-10
Y	BRONTE V ET AL: "IL-2 ENHANCES THE FUNCTION OF RECOMBINANT POXVIRUS-BASED VACCINES IN THE TREATMENT OF ESTABLISHED PULMONARY METASTASES" JOURNAL OF IMMUNOLOGY, vol. 154, no. 10, 15 May 1995, pages 5282-5292, XP002030630 see abstract ---	1-10

Further documents are listed in the continuation of box C.

Patent family members are listed in annex.

\* Special categories of cited documents :

- \*A\* document defining the general state of the art which is not considered to be of particular relevance
- \*E\* earlier document but published on or after the international filing date
- \*L\* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- \*O\* document referring to an oral disclosure, use, exhibition or other means
- \*P\* document published prior to the international filing date but later than the priority date claimed

\*T\* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

\*X\* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

\*Y\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.

\*Z\* document member of the same patent family

1

Date of the actual completion of the international search

Date of mailing of the international search report

10 November 1997

- 2. 12. 97

Name and mailing address of the ISA

European Patent Office, P B 5818 Patentlaan 2  
NL - 2280 HV Rijswijk  
Tel. (+31-70) 340-2040, Tx. 31 651 epo nl  
Fax: (+31-70) 340-3016

Authorized officer

Siatou, E

## INTERNATIONAL SEARCH REPORT

Int'l. Appl. No.  
PCT/US 97/12546

## C/(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	<p>YIFAN ZHAI ET AL: "ANTIGEN-SPECIFIC TUMOR VACCINES DEVELOPMENT AND CHARACTERIZATION OF RECOMBINANT ADENOVIRUSES ENCODING MART1 OR GP100 FOR CANCER THERAPY"            JOURNAL OF IMMUNOLOGY,            vol. 156, no. 2, 15 January 1996,            pages 700-710, XP000602287            see abstract</p> <p>---</p>	1-10
A	<p>BAXBY D: "RECOMBINANT POXVIRUS VACCINES"            REVIEWS IN MEDICAL MICROBIOLOGY,            vol. 4, no. 2, April 1993,            pages 80-88, XP000600230</p> <p>-----</p>	1-10

**INTERNATIONAL SEARCH REPORT**

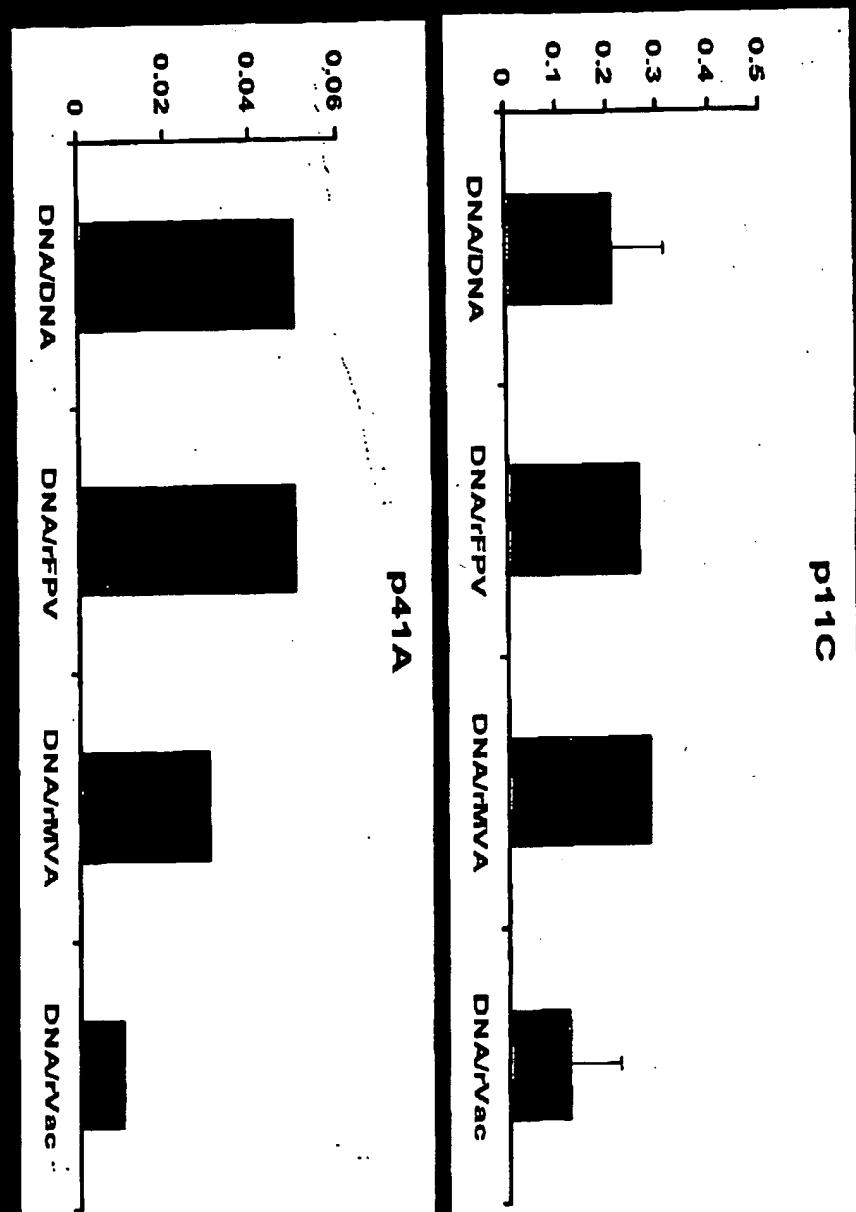
Information on patent family members

International Application No

PCT/US 97/12546

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
WO 9610419 A	11-04-96	AU 3735395 A EP 0784483 A	26-04-96 23-07-97
WO 9611279 A	18-04-96	AU 3998295 A EP 0789774 A	02-05-96 20-08-97

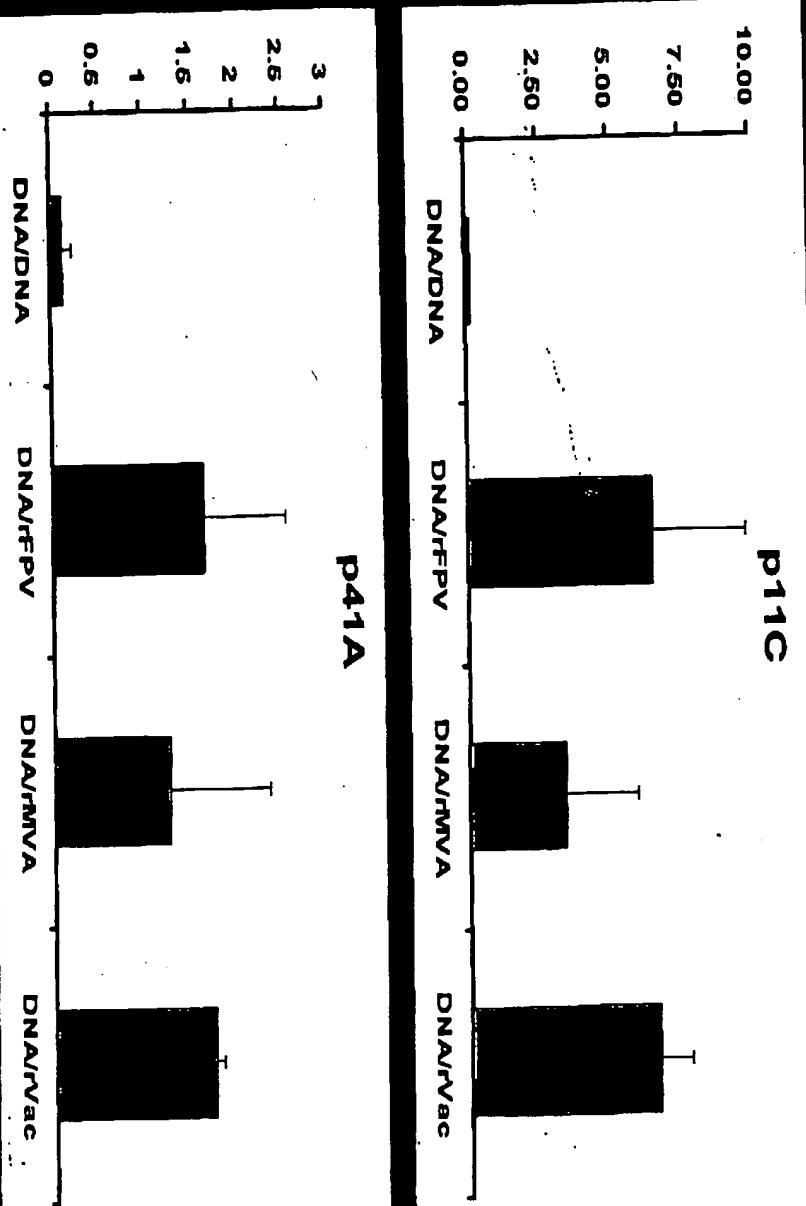
% Tetramer Binding



(A)

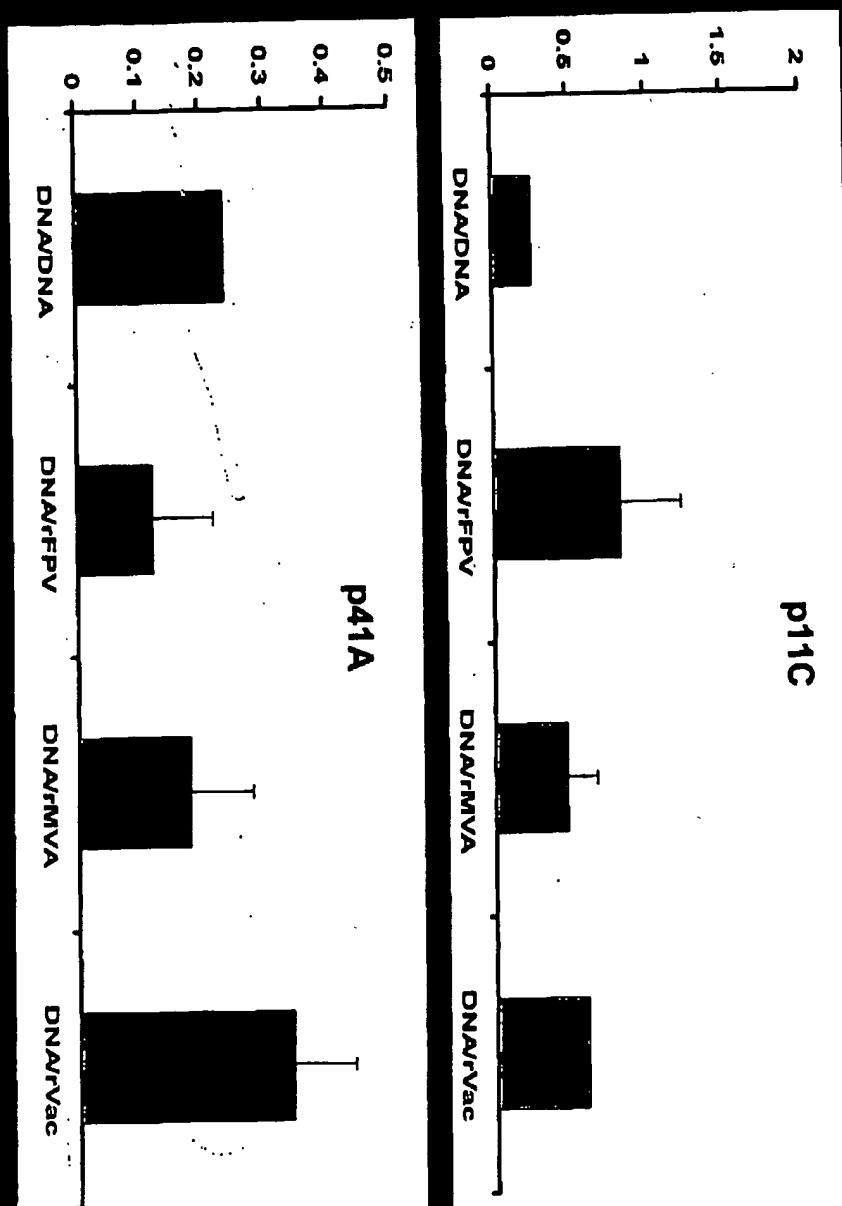
D14

### % Tetramer Binding

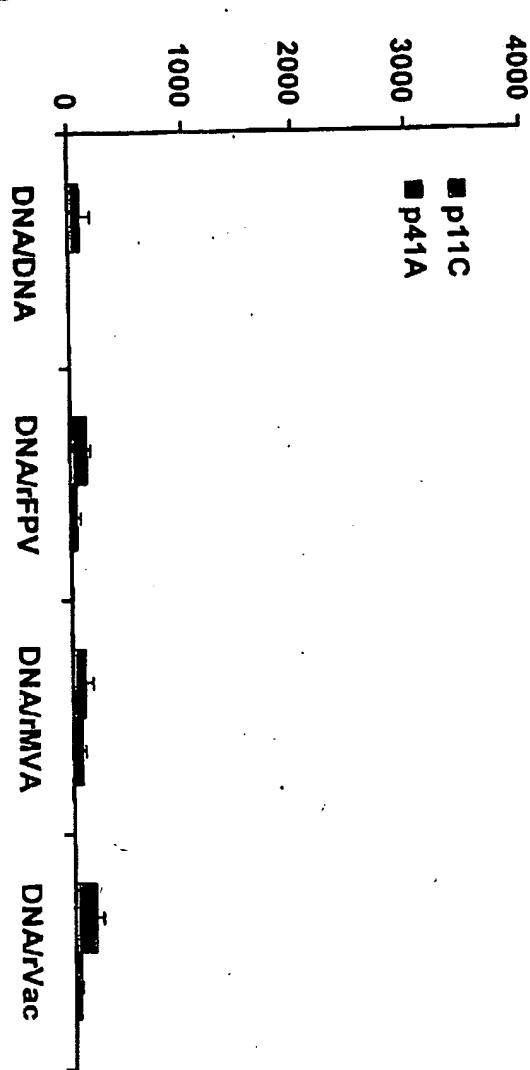


(D)

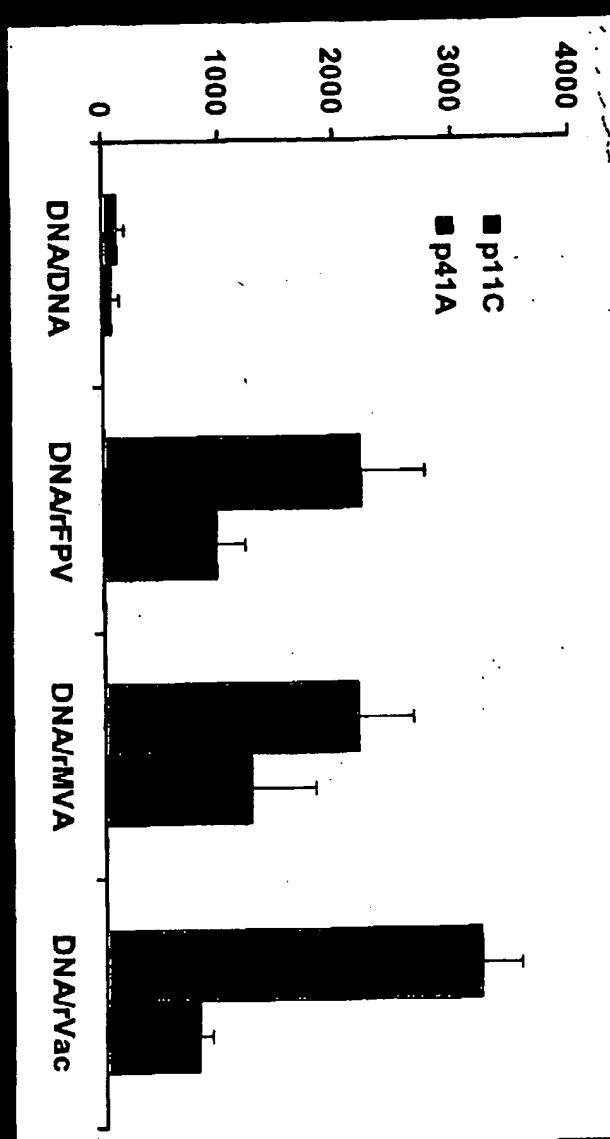
### % Tetramer Binding



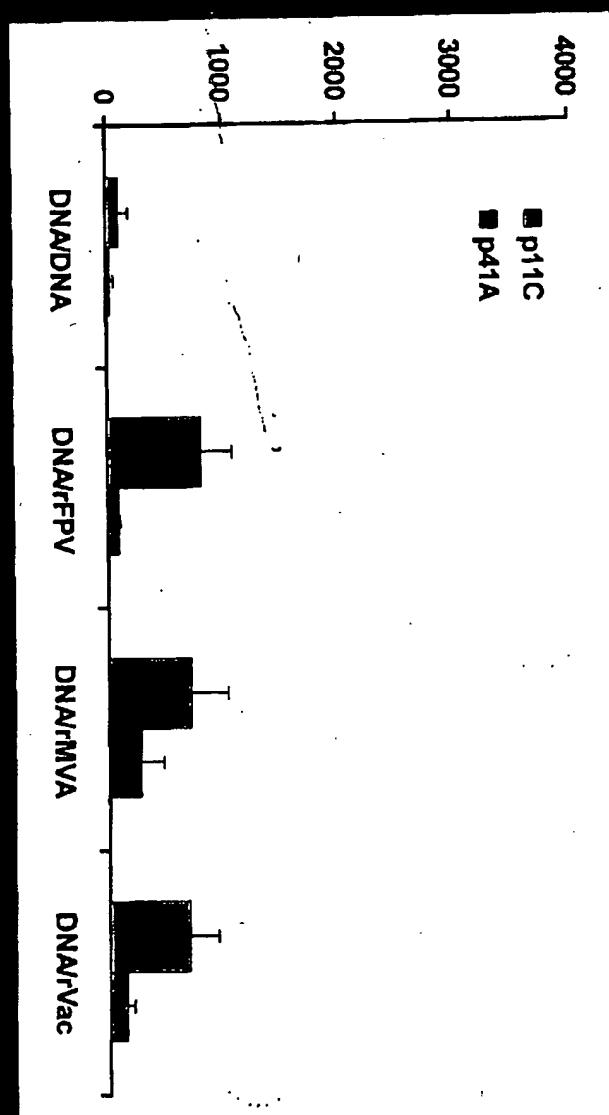
### Spot forming cells/ $10^6$ PBL



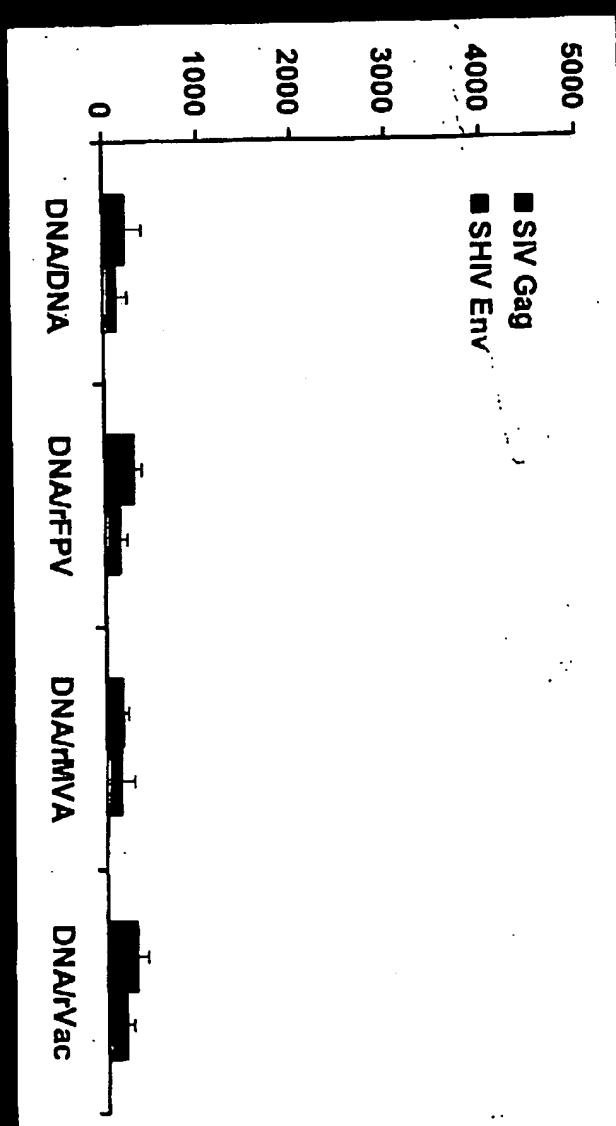
Spot forming cells/ $10^6$  PBL



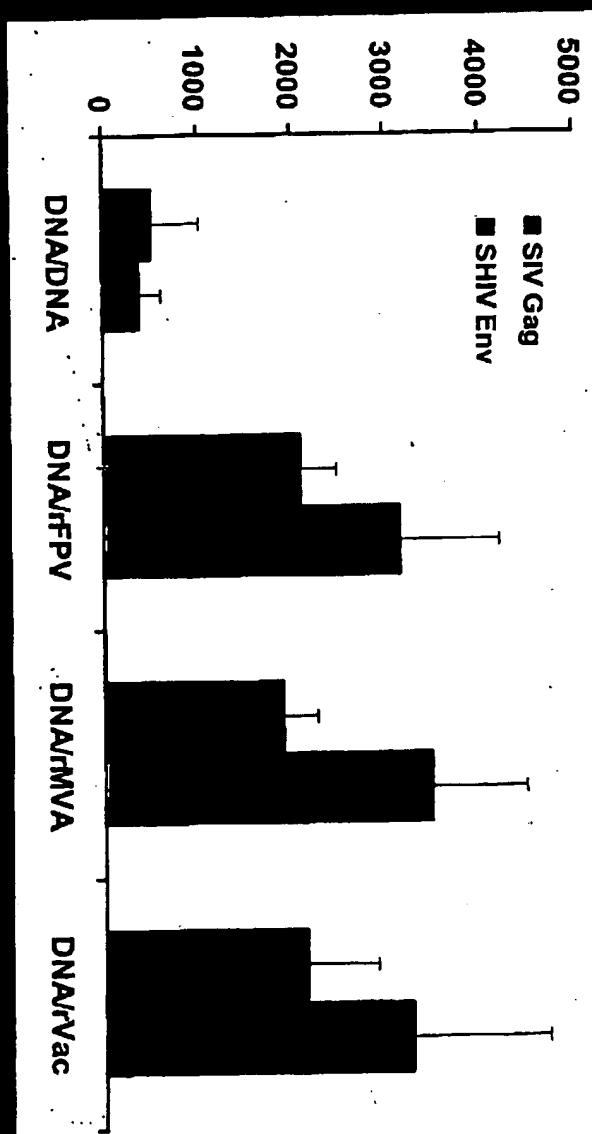
### Spot forming cells/ $10^6$ PBL



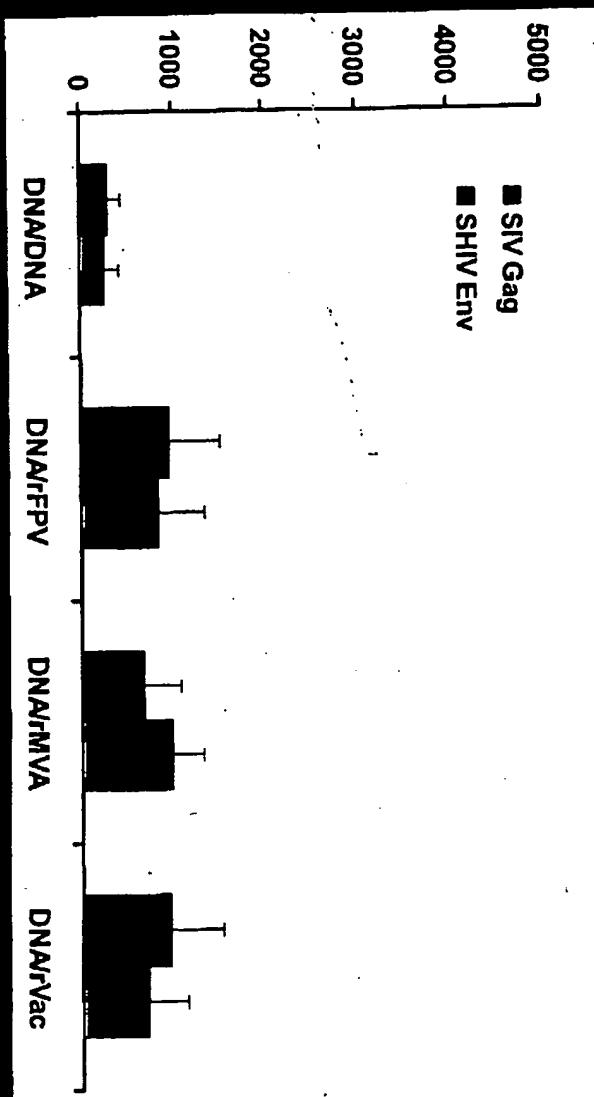
Spot forming cells/ $10^6$  PBL



Spot forming cells/ $10^6$  PBL



### Spot forming cells/ $10^6$ PBL



(1)

**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- BLACK BORDERS**
- IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- FADED TEXT OR DRAWING**
- BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- SKEWED/SLANTED IMAGES**
- COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- GRAY SCALE DOCUMENTS**
- LINES OR MARKS ON ORIGINAL DOCUMENT**
- REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- OTHER:** \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**